

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 1, 2010**

No Minutes

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 2, 2010**

E048866 The People v. Andres Landeros Garcia
Judgment affirmed.
McKinster, J.
We concur: Ramirez, P.J., King, J.

Opinion

E043986 The People v. Leo Nick Shady, Jr.
Judgment affirmed.
McKinster, J.
We concur: Hollenhorst, Acting P.J., Miller, J.

Opinion

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 3, 2010**

The following case is submitted this date:

E050450 The People v. Justin Learmont

**E051204 A.M. v. The Superior Court of Riverside County;
Riverside County Department of Public Social Services Opinion**
Petition denied.
Ramirez, P.J.
We concur: Richli, J., Miller, J.

E049292 The People v. Ernest Means Opinion
Judgment affirmed.
McKinster, Acting P.J.
We concur: King, J., Miller, J.

E048827 Mark Farmer v. Searles Valley Minerals, Inc. Opinion
Judgment reversed.
McKinster, J.
We concur: Ramirez, P.J., Hollenhorst, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 6, 2010**

No Minutes - Labor Day Holiday

**Court of Appeal, State of California
Fourth Appellate District, Division 2
Riverside, California**

**Minutes
September 7, 2010**

Court convened at 8:30 a.m.

Panel 1
Present:
Ramirez, P.J.
Hollenhorst, J.
Richli, J.
Elizabeth Ceballos, Deputy Clerk

E048837 The People v. Anderson Demone Crenshaw

Merits. Cause called and Thomas K. Macomber, Esq., argued for appellant; Scott C. Taylor, Deputy Attorney General, argued for respondent. Cause submitted.

Court recessed.

Court reconvened.

Panel 1a
Present:
Ramirez, P.J.
Hollenhorst, J.
Miller, J.
Elizabeth Ceballos, Deputy Clerk

E045215 The People v. Luis Antonio Jaimes

Merits. Cause called and Barbara A. Smith, Esq., argued for appellant; Scott C. Taylor, Deputy Attorney General, argued for respondent. Cause submitted.

Court recessed.

Court reconvened.

Panel 1b
Present:
Ramirez, P.J.
McKinster, J.
Miller, J.
Elizabeth Ceballos, Deputy Clerk

Minutes
September 7, 2010

E046680 The People v. Joseph Jesus Gutierrez

Merits. Cause called and Carl J. Fabian, Esq., argued for appellant; Scott C. Taylor, Deputy Attorney General, argued for respondent. Cause submitted.

Court recessed.

Court reconvened.

Panel 1c

Present:

Ramirez, P.J.

McKinster, J.

King, J.

Elizabeth Ceballos, Deputy Clerk

E048764 The People v. Jose Manuel Vielmas

Merits. Cause called and Harry I. Zimmerman, Esq., argued for appellant; Scott C. Taylor, Deputy Attorney General, argued for respondent. Cause submitted.

E049272 The People v. Santiago Luis, Jr.

Merits. Cause called and Patrick M. Ford, Esq., argued for appellant; Scott C. Taylor, Deputy Attorney General, argued for respondent. Cause submitted.

E047903 The People v. Israel Vasquez

Merits. Cause called and David M. McKinney, Esq., argued for appellant; Scott C. Taylor, Deputy Attorney General, argued for respondent. Cause submitted.

E048564 The People v. Joseph Daniel Jones

Merits. Cause called and Wilson A. Schooley, Esq., argued for appellant; Scott C. Taylor, Deputy Attorney General, argued for respondent. Cause submitted.

Court recessed.

Court reconvened.

Panel 1d

Present:

Ramirez, P.J.

King, J.

Miller, J.

Elizabeth Ceballos, Deputy Clerk

Minutes
September 7, 2010

E046969 Harold Luke v. Redlands Community Hospital

Merits. Cause called and Richard D. Ackerman, Esq., argued for appellant; Thomas A. Ryan, Esq., argued for respondent. Cause submitted.

**E047288 Estate of Eola Maddox, Deceased;
Clarene Y. Williams v. Joe L. Maddox et al.**

Merits. Cause called and no appearance by Roy C. Dickson, Esq., for appellants; Ila M. Tanchuk, Esq., argued for respondent. Cause submitted.

Court recessed.

Court reconvened at 1:30 p.m.

Panel 2

Present:

McKinster, Acting P.J.

Richli, J.

King, J.

Belinda Ramirez, Deputy Clerk

E048797 The People v. Micah Akeem Kelly

E049337 The People v. Robert Trongale

Merits. Cause called and John L. Dodd, Esq., argued for appellant Micah Kelly; Stephen S. Buckley, Esq., argued for appellant Robert Trongale; Theodore M. Cropley, Deputy Attorney General, argued for respondent. Cause submitted.

Court recessed.

Court reconvened.

Panel 2a

Present:

Hollenhorst, Acting P.J.

McKinster, J.

Miller, J.

Belinda Ramirez, Deputy Clerk

E049654 The People v. Juan Miguel Romero

Merits. Cause called and Patricia M. Ihara, Esq., argued for appellant; Theodore M. Cropley, Deputy Attorney General, argued for respondent. Cause submitted.

Court recessed.

Minutes
September 7, 2010

Court reconvened.

Panel 2b

Present:

Hollenhorst, Acting P.J.

Richli, J.

Miller, J.

Belinda Ramirez, Deputy Clerk

E047519 The People v. Fernando Morales

Merits. Cause called and Wilson A. Schooley, Esq., argued for appellant; Theodore M. Cropley, Deputy Attorney General, argued for respondent. Cause submitted.

E049006 The People v. Jesse Albert Menchaca

Merits. Cause called and Christian C. Buckley, Esq., argued for appellant; Theodore M. Cropley, Deputy Attorney General, argued for respondent. Cause submitted.

E049356 The People v. Jermel Dean Reed

Merits. Cause called and Stephen S. Buckley, Esq., argued for appellant; Theodore M. Cropley, Deputy Attorney General, argued for respondent. Cause submitted.

Court adjourned.

E049749 The People v. Victor Raymond Roblero

Opinion

Judgment affirmed in part, reserved in part and remanded.

Ramirez, P.J.

We concur: Hollenhorst, J., Miller, J.

E049130 The People v. Jose Valenzuela Luera

Opinion

Judgment affirmed in part, reserved in part with directions.

Ramirez, P.J.

We concur: Hollenhorst, J., Miller, J.

E048570 The People v. Louis Otero

Opinion

Judgment affirmed with directions.

Ramirez, P.J.

We concur: Hollenhorst, J., Miller, J.

**Minutes
September 7, 2010**

E047831	The People v. Jeffrey Michael Stein	Opinion
	Judgment affirmed with directions. Ramirez, P.J. We concur: Hollenhorst, J., Richli, J.	
E048851	The People v. James Scott Omundson	Opinion
	Judgment affirmed. Ramirez, P.J. We concur: Hollenhorst, J., Miller, J.	
E048541	Daksha Bhansali v. Dale Daniels et al.	Order
	Petition for rehearing denied.	

**Court of Appeal, State of California
Fourth Appellate District, Division 2
Riverside, California**

**Minutes
September 8, 2010**

Court convened at 8:30 a.m.

Panel 3c
Present:
Ramirez, P.J.
McKinster, J.
Richli, J.
Michelle Parlapiano, Deputy Clerk

E049448 Brent V. Dahlitz v. State Personnel Board of California et al.

Merits. Cause called and Bradley R. White, Esq., argued for appellant; Stephen A. Jennings, Esq., argued for respondent. Cause submitted.

E047807 Aaron Johnson, a Minor, etc. et al. v. Oakhurst Industries, Inc.

Merits. Cause called and Mark G. Bonino, Esq., argued for appellant; Garo Mardirossian, Esq., argued for respondents. Cause submitted.

E048998 Ioan Creanga v. Florin Deac

Merits. Cause called and Florin Deac argued as appellant in propria persona; Ioan Creanga appeared as respondent in propria persona, but was not allowed to argue since he did not file a brief. Cause submitted.

Court recessed.

Court reconvened.

Panel 3
Present:
Hollenhorst, Acting P.J.
McKinster, J.
King, J.
Michelle Parlapiano, Deputy Clerk

E049306 James E. Wanless v. Richard Houghton

Merits. Cause called and James E. Wanless argued as appellant in propria persona; Richard Houghton, Esq., argued as respondent in propria persona. Cause submitted.

Court recessed.

Minutes
September 8, 2010

Court reconvened.

Panel 3a
Present:
Hollenhorst, Acting P.J.
McKinster, J.
Richli, J.
Michelle Parlapiano, Deputy Clerk

E044307 Elsinore Hang Gliding Association v. Concordia CKS Investments, LLC

E046936 Elsinore Hang Gliding Association v. Western International Development, LLC; Concordia CKS Investments, LLC

Merits. Cause called and Francis X. Hoffman, Esq., argued for appellant and respondent Elsinore Hang Gliding Association; Shannon Gallagher, Esq., argued for appellant and respondent Concordia CKS Investments, LLC and respondent Western International Development, LLC. Cause submitted.

Court recessed.

Court reconvened at 1:30 p.m.

Panel 4
Present:
Hollenhorst, Acting P.J.
King, J.
Miller, J.
Sonia DeLeon, Deputy Clerk

E049329 Allied Mechanical Products, Division of Tower Industries, Inc. v. F. Zimmerman GMBH

Merits. Cause called and Marc J. Poster, Esq., argued for appellant; Michael R. Haven, Esq., argued for respondent. Cause submitted.

E047493 Stacey Lowry v. Johnson Marine Supplies, Inc.

Merits. Cause called and Dale B. Goldfarb, Esq., argued for appellant; David C. Wright, Esq., argued for respondent. Cause submitted.

**E049782 In re the Marriage of Gwen and Joel Nylander
Gwen Nylander v. Joel Nylander**

Merits. Cause called and Sherry L. Collins, Esq., argued for appellant; Joel Nylander argued as respondent in propria persona. Cause submitted.

Minutes
September 8, 2010

Court adjourned.

The following cases are submitted this date:

E050365 Rod Williams v. Employment Development Department et al.
E049289 Adam Grammatico, a Minor, etc., et al. v. Yeager Skanska, Inc. et al.
E049106 The People v. Pedro Lopez Medel

E048937 The People v. Leonard Delawrence Jones Opinion
Judgment affirmed.
Ramirez, P.J.
We concur: Richli, J., Miller, J.

E049660 In re C.C. et al., Persons Coming Under the Juvenile Court Law.
Riverside County Department of Public Social Services v. B.C. Opinion
Judgment reversed with directions.
Hollenhorst, J.
We concur: Ramirez, P.J., Miller, J.

E049354 The People v. Francisco Amezcua Mendoza Opinion
Judgment affirmed.
Hollenhorst, J.
We concur: Ramirez, P.J., Miller, J.

E049645 In re C.M., a Person Coming Under the Juvenile Court Law.
San Bernardino County Children and Family Services v. T.M.;
M.M. et al. Opinion
Judgment affirmed.
Richli, J.
We concur: Ramirez, P.J., Hollenhorst, J.

**Court of Appeal, State of California
Fourth Appellate District, Division 2
Riverside, California**

**Minutes
September 9, 2010**

E047697 The People v. Rusty Wayne Bontiq Biggs
Judgment affirmed.
McKinster, J.
We concur: Ramirez, P.J., Miller, J.

Opinion

**Court of Appeal, State of California
Fourth Appellate District, Division 2
Riverside, California**

**Minutes
September 10, 2010**

The following case is submitted this date:

E050881 The People v. Beverly Sims

E049166 Don D. McCasland, Jr. et al. v. Kieko K. Beckman et al. Opinion

Judgment affirmed.

Miller, J.

We concur: Hollenhorst, Acting P.J., McKinster, J.

**E049837 In re M.L., a Person Coming Under the Juvenile Court Law.
San Bernardino County Children and Family Services v. M.D.;
S.T. et al. Modification of Opinion**

No change in judgment.

Petition for rehearing denied.

Richli, J.

I concur: Hollenhorst, Acting P.J.

E050538 The People v. Terrence Banks Opinion

Judgment affirmed.

Ramirez, P.J.

We concur: Richli, J., Miller, J.

**E051109 Robert Buffa, as Successor in Interest, etc. v. The Superior Court of
Riverside County; Vista Hospital of Riverside et al. Order**

Petition for rehearing filed by Vista Hospital of Riverside et al. is denied.

**Court of Appeal, State of California
Fourth Appellate District, Division 2
Riverside, California**

**Minutes
September 13, 2010**

- E048810 The People v. Clarence Anthony Montoya Order**
The submission on August 18, 2010, is vacated. The matter will be submitted after oral argument is waived or heard.
- E048348 The People v. Omar Hunter Order**
Petition for rehearing denied.
- E049982 In re J.M., a Person Coming Under the Juvenile Court Law.
Riverside County Department of Public Social Services v. A.J. Opinion**
Judgment affirmed in part and remanded with directions.
Hollenhorst, J.
We concur: Ramirez, P.J., Miller, J.
- E050212 The People v. James Earl Mize, Jr. Opinion**
Judgment affirmed.
Richli, J.
We concur: Ramirez, P.J., Miller, J.
- E049703 The People v. Scott Allen Way Opinion**
Judgment affirmed.
Richli, J.
Ramirez, P.J., Miller, J.
- E049433 The People v. Daniel Joseph Burgett Opinion**
Judgment affirmed.
Hollenhorst, J.
We concur: Ramirez, P.J., Miller, J.
- E048092 The People v. Alvin Williamson, Jr. Opinion**
Judgment affirmed.
Hollenhorst, J.
We concur: Ramirez, P.J., Miller, J.
- E049043 The People v. Noe Garza, Jr. Opinion**
Judgment affirmed.
McKinster, Acting P.J.
We concur: Richli, J., King, J.

Minutes
September 13, 2010

E047493	Stacey Lowry v. Johnson Marine Supplies, Inc.	Opinion
	Judgment affirmed.	
	King, J.	
	We concur: Hollenhorst, Acting P.J., Miller, J.	
E048865	The People v. Manuel Zayas	Opinion
	Judgment affirmed.	
	Ramirez, P.J.	
	I concur: McKinster, J.	
	I dissent: King, J.	

**Court of Appeal, State of California
Fourth Appellate District, Division 2
Riverside, California**

**Minutes
September 14, 2010**

The following case is submitted this date:

E050768 The People v. Sam Lee

E049448 Brent v. Dahlitz v. State Personnel Board of California et al. Opinion

Judgment affirmed.

McKinster, J.

We concur: Ramirez, P.J., Richli, J.

E048998 Ioan Creanga v. Florin Deac

Opinion

Judgment affirmed.

McKinster, J.

We concur: Ramirez, P.J., Richli, J.

E046680 The People v. Joseph Jesus Gutierrez

Opinion

Judgment affirmed.

Miller, J.

We concur: Ramirez, P.J., McKinster, J.

**Court of Appeal, State of California
Fourth Appellate District, Division 2
Riverside, California**

**Minutes
September 15, 2010**

The following cases are submitted this date:

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|-----------------|---|----------------|
| E049563 | The People v. James Roger Wagner | |
| E049804 | In re M.G., a Person Coming Under the Juvenile Court Law.
The People v. M.G. | |
| E050209 | In re C.B. et al., Persons Coming Under the Juvenile Court Law.
Riverside County Department of Public Social Services v. B.B. et al. | |
| E048798 | In re the Marriage of Marilyn and John W. Swain, Jr.
Marilyn Swain v. John W. Swain, Jr. | |
| E050616 | In re J.M. et al., Persons Coming Under the Juvenile Court Law.
San Bernardino County Children and Family Services v. R.S. | |
| E049606 | The People v. Verdelle Anderson | |
| E049158 | The People v. Victor Alfonso Alcantara | |
| E049078 | The People v. Darold Jay Hecht | |
| E049377 | The People v. Tosch Lamont Hamilton | |
| E048499 | The People v. Alejandro Alex Mora | |
| E050579 | In re N.S. et al., Persons Coming Under the Juvenile Court Law.
San Bernardino County Children and Family Services v. Y.B. et al. | |
| E048135 | The People v. Sherry Lynn Pinto | |
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| E048655* | The People v. Silvano Angel Lopez
Judgment affirmed with directions.
Richli, J.
We concur: Ramirez, P.J., Miller, J.
*Certified for partial publication | Opinion |
| | | |
| E049356 | The People v. Jermel Dean Reed
Judgment affirmed.
Miller, J.
We concur: Hollenhorst, Acting P.J., Richli, J. | Opinion |
| | | |
| E049782 | In re the Marriage of Gwen and Joel Nylander.
Gwen Nylander v. Joel Nylander
Judgment affirmed.
Miller, J.
We concur: Hollenhorst, Acting P.J., King, J. | Opinion |

**Court of Appeal, State of California
Fourth Appellate District, Division 2
Riverside, California**

**Minutes
September 16, 2010**

The following case is submitted this date:

**E051409 P.B. v. The Superior Court of Riverside County; Riverside
County Department of Public Social Services**

E048398 C.C., a minor, etc. et al. v. Joseph Abbate
Petition for rehearing is denied.

Order

**Court of Appeal, State of California
Fourth Appellate District, Division 2
Riverside, California**

**Minutes
September 17, 2010**

**E051437 MLM Trucking, Inc., et al., v. The Superior Court of
Riverside County; James D. Avalos et al.**

Opinion

Petition granted.

McKinster, J.

We concur: Ramirez, P.J., Richli, J.

**Court of Appeal, State of California
Fourth Appellate District, Division 2
Riverside, California**

**Minutes
September 20, 2010**

The following case is submitted this date:

E050981 The People v. Tony Armond Simms

**E049801 In re T.G. et al., Persons Coming Under the Juvenile Court Law.
Riverside County Department of Public Social Services v. G.G.**

It is so ordered that said opinion filed on August 31, 2010, be certified for publication pursuant to California Rules of Court, Rule 8.1105(b). **Order**

Ramirez, P.J.

We concur: Hollenhorst, J., Miller, J.

E047519 The People v. Fernando Morales

Opinion

Judgment affirmed.

Richli, J.

We concur: Hollenhorst, Acting P.J., Miller, J.

**Court of Appeal, State of California
Fourth Appellate District, Division 2
Riverside, California**

**Minutes
September 21, 2010**

The following cases are submitted this date:

**E048344 The People v. Armando Reye Enriquez
E049424 The People v. Rudolfo Valentin Morales**

E047807 Aaron Johnson, a Minor, etc., et al. v. Oakhurst Industries, Inc.
Judgment affirmed. **Opinion**
Richli, J.
We concur: Ramirez, P.J., McKinster, J.

E049041 The People v. Steven Bailey **Opinion**
Judgment affirmed.
Hollenhorst, J.
We concur: Ramirez, P.J., Miller, J.

**Court of Appeal, State of California
Fourth Appellate District, Division 2
Riverside, California**

**Minutes
September 22, 2010**

The following cases are submitted this date:

**E050019 The People v. Charlie Jetter
E048790 The People v. Filipe Leiatatua Vave
E049413 The People v. Earl Simpson
E049245 The People v. Stanley Ross Salazar
E047667 The People v. Samuel Paul Morris
E049046 The People v. George Mickael Acuna
E049211 The People v. Kevin Antoine Jones**

E045215 The People v. Luis Antonio Jaimes Opinion on Remand
Judgment affirmed.
Hollenhorst, J.
We concur: Ramirez, P.J., Miller, J.

E048673 The People v. Terence Dion Brown Opinion
Judgment affirmed.
Hollenhorst, J.
We concur: Ramirez, P.J., Miller, J.

E049381 The People v. Suzzane Mary Carroll Opinion
Judgment affirmed.
Hollenhorst, J.
We concur: Ramirez, P.J., Miller, J.

E048135 The People v. Sherry Lynn Pinto Opinion
Judgment affirmed.
Ramirez, P.J.
We concur: Richli, J., Miller, J.

**Court of Appeal, State of California
Fourth Appellate District, Division 2
Riverside, California**

**Minutes
September 23, 2010**

The following case is submitted this date:

E049129 The People v. Erick Martinez Enriquez

**Court of Appeal, State of California
Fourth Appellate District, Division 2
Riverside, California**

**Minutes
September 24, 2010**

The following case is submitted this date:

E050629 The People v. Jose Refugio Medina

E049184 The People v. Lamont Mars Pope Order
The submission is vacated and the case will be resubmitted after the personal supplemental brief is filed or time for doing so has passed.

E049078 The People v. Darold Jay Hecht Opinion
Judgment affirmed.
Ramirez, P.J.
We concur: Richli, J., Miller, J.

E048499 The People v. Alejandro Alex Mora Opinion
Judgment affirmed.
Ramirez, P.J.
We concur: Richli, J., Miller, J.

**E050579 In re N.S. et al., Persons Coming Under the Juvenile Court Law.
San Bernardino County Children and Family Services v. Y.B. et al. Opinion**
Judgment affirmed.
Ramirez, P.J.
We concur: McKinster, J., Miller, J.

E049158 The People v. Victor Alfonso Alcantara Opinion
Judgment affirmed as modified.
Richli, J.
We concur: Ramirez, P.J., Miller, J.

E049289 Adam Grammatico, a Minor, etc., et al. v. Yeager Skanska, Inc. et al. Opinion
Judgment affirmed.
Hollenhorst, Acting P.J.
We concur: McKinster, J., Miller, J.

E049377 The People v. Tosch Lamont Hamilton Opinion
Judgment affirmed with directions.
Ramirez, P.J.
We concur: Richli, J., Miller, J.

Minutes
September 24, 2010

E048837 The People v. Anderson Demone Crenshaw

Opinion

Judgment affirmed with modifications.

Ramirez, P.J.

We concur: Hollenhorst, J., Richli, J.

**Court of Appeal, State of California
Fourth Appellate District, Division 2
Riverside, California**

**Minutes
September 27, 2010**

The following cases are submitted this date:

**E049209 Sunline Transit Agency v. Amalgamated Transit Union Local 1277;
Rafael Navarette**

E050940 The People v. Jeffery Lamont Priestley

E050421 The People v. Alvin Randal Brand

E048555 Estate of Paul Ziegler, Deceased. Order
Richard N. Larsen v. W.C. Cox and Company; Richard H. LaQue
Petition for rehearing denied.

E049424 The People v. Rudolfo Valentin Morales Opinion
Judgment affirmed as modified.
Richli, J.
We concur: Ramirez, P.J., Miller, J.

E050209* In re C.B. et al., Persons Coming Under the Juvenile Court Law.
Riverside County Department of Public Social Services v. B.B. et al.
Judgment affirmed. **Opinion**
Richli, J.
We concur: Ramirez, P.J., Miller, J.
***Certified for Partial Publication**

**Court of Appeal, State of California
Fourth Appellate District, Division 2
Riverside, California**

**Minutes
September 28, 2010**

The following cases are submitted this date:

E049678 The People v. Daniel Anthony Leivas
E048653 The People v. Adrian Alex Gonzalez et al.
E049568 The People v. Robert Richard Frescas
E049406 Scott Martinez v. County of San Bernardino Civil Service
Commission; County of San Bernardino et al.

E046996 Ali Safaei v. IHOP Corp. et al. Opinion
Judgment affirmed.
Hollenhorst, J.
We concur: Ramirez, P.J., McKinster, J.

E046636 The People v. Alfred Ray Rodriguez et al. Opinion
Judgment affirmed.
Hollenhorst, Acting P.J.
We concur: McKinster, J., Miller, J.

E049006 The People v. Jesse Albert Menchaca Opinion
Judgment affirmed.
Richli, J.
We concur: Hollenhorst, Acting P.J., Miller, J.

E044307 Elsinore Hang Gliding Association v. Concordia CKS Opinion
Investments, LLC
E046936 Elsinore Hang Gliding Association v. Western International
Development, LLC, et al.; Corcordia CLS Investments, LLC
Corcordia CKS Investments, LLC v. Elsinore Hang Gliding
Association.
Judgment affirmed as to case No. E046936; Dismissed as to case No. E044307.
Hollenhorst, Acting P.J.
We concur: McKinster, J., Richli, J.

**Court of Appeal, State of California
Fourth Appellate District, Division 2
Riverside, California**

**Minutes
September 29, 2010**

E048344 The People v. Armando Reye Enriquez Opinion
Judgment reversed.
Richli, J.
We concur: Ramirez, P.J., Miller, J.

**E050616 In re J.M. et al., Persons Coming Under the Juvenile Court Law.
San Bernardino County Children and Family Services v. R.S. Opinion**
Judgment affirmed.
Richli, J.
We concur: Ramirez, P.J., Miller, J.

E049606 The People v. Verdelle Anderson Opinion
Judgment affirmed as modified.
Richli, J.
We concur: Ramirez, P.J., Miller, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 30, 2010**

The Court of Appeal, Fourth Appellate District, Division Two, met in special session at 9:30 a.m., at Bishop Union High School, Bishop, California.

Court convened at 9:30 a.m.

Panel 1
Present:
Ramirez, P.J.
McKinster, J.
Miller, J.
Elizabeth Ceballos, Deputy Clerk

E048343 The People v. Shamar Levette Thornton

Merits. Cause called and Jerome P. Wallingford, Esq., argued for appellant; Donald Ostertag, Deputy Attorney General, argued for respondent. Cause submitted.

Court recessed.

Court reconvened at 10:00 a.m.

Panel 2
Present:
Hollenhorst, Acting P.J.
McKinster, J.
Miller, J.
Elizabeth Ceballos, Deputy Clerk

E047603 The People v. Edward Vincent Hernandez et al.

Merits. Cause called and Kenneth Nordin, Esq., argued for appellant Edward Hernandez, William J. Capriola Esq., argued for appellant Edward V. Hernandez; Scott C. Taylor, Deputy Attorney General, argued for respondent. Cause submitted.

The Honorable Presiding Justice Manuel A. Ramirez addresses those present and acknowledges: Presiding Judge Brian J. Lamb, Superior Court of California, County of Inyo, Judge Dean T. Stout, Superior Court of California, County of Inyo, Tammy L. Grimm, Court Executive Officer, Superior Court of California, County of Inyo, Barry Simpson, Superintendent of Bishop Unified School District, Dr. Terry McAteer, Inyo County Superintendent of Schools, Al Van Velzen, Bishop Union High School Principal,

Minutes
September 30, 2010

Rachel Weksler, President of Inyo County Bar Association, Paula Garcia, Don Davio, Liz Ceballos, Scott Taylor, Nikki Rossy, Jerome Wellingford, Kenneth Norton, Officer Jimenez, Sgt. Serrano, Rebecca Estrada, Dana Crohn, Mr. Inofuku, Superintendent of Manzanar Foundation, and Steven Place.

Court adjourned.

The following case is submitted this date:

E050578 The People v. Carlos Ismerio